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Attorneys for Defendants Las Vegas Metropolitan Police Department,  
Officer Javon Charles, Officer Timothy Nye, Officer Gabriel Lea,  
Officer Cody Gray, Officer Supreet Kaur, Officer Haley Andersen,  
Sergeant John Johnson, Captain Dori Koren, Officer Richard Palacios,  
Officer Patrick Whearty, Officer Andrew Wood, Officer Chad Rowlett,  
Officer Ryan Fesler, Officer Nicholas Perez, and Officer Izaya Harris

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

WILLIAM FLEMING, an individual,

Plaintiff,

vs.

LAS VEGAS METROPOLITAN POLICE  
DEPARTMENT, a Municipal Corporation;  
OFFICER JAVON CHARLES, an individual;  
OFFICER TIMOTHY NYE, an individual;  
OFFICER GABRIEL LEA, an individual;  
OFFICER CODY GRAY, an individual;  
OFFICER SUPREET KAUR, as an  
individual; OFFICER HALEY ANDERSEN,  
as an individual; SERGEANT JOHN  
JOHNSON, as an individual; CAPTAIN  
DORI KOREN, as an individual; OFFICER  
RICHARD PALACIOS, as an individual;  
OFFICER PATRICK WHEARTY, as an  
individual; OFFICER ANDREW WOOD, as  
an individual; OFFICER IZAYA HARRIS, as  
an individual; OFFICER CHAD ROWLETT,  
as an individual; OFFICER RYAN FESLER,  
as an individual; OFFICER NICHOLAS  
PEREZ, as an individual; DOE OFFICERS V  
– X, individuals.

Defendants.

TRAVIS NUTSCH, an individual,

Plaintiff,

vs.

Case Number:  
2:23-cv-00177-RFB-EJY

**STIPULATION AND ORDER TO  
EXTEND DISCOVERY PLAN AND  
SCHEDULING ORDER DEADLINES**

**(NINTH REQUEST)**

**(Consolidated with)**

Case No.:  
2:23-cv-01101-JCM-VCF

LAS VEGAS METROPOLITAN POLICE  
DEPARTMENT, a Municipal Corporation;  
OFFICER TIMOTHY NYE, an individual;  
OFFICER GEORGE AJAM, an individual;  
OFFICER GENE WOLFANGER, an  
individual; DOE OFFICERS I-VII,  
individuals.

Defendants.

Plaintiff William Fleming (“Fleming”), by and through his counsel of record, Margaret A. McLetchie, Esq. and Leo S. Wolpert, Esq., of McLetchie Law, and Defendants Las Vegas Metropolitan Police Department (the “Department” or “LVMPD”), Officer Javon Charles (“Charles”), Officer Timothy Nye (“Nye”), Officer Gabriel Lea (“Lea”), and Officer Cody Gray (“Gray”), Officer Supreet Kaur (“Kaur”), Officer Haley Andersen (“Andersen”), Sergeant John Johnson (“Johnson”), Captain Dori Koren (“Koren”), Officer Richard Palacios (“Palacios”), Officer Patrick Whearty (“Whearty”), and Officer Andrew Wood (“Wood”), Officer Chad Rowlett (“Rowlett”), Officer Ryan Fesler (“Fesler”), Officer Nicholas Perez (“Perez”), and Officer Izaya Harris (“Harris”) (collectively, “LVMPD Defendants”), by and through their counsel of record, Nick D. Crosby Esq. and Tabettha J. Steinberg, Esq., of Marquis Aurbach, hereby agree and jointly stipulate to extend the Discovery Plan and Scheduling Order deadlines an **additional ninety (90) days**.

Likewise, Plaintiff Travis Nutsch (“Nutsch”), by and through his counsel of record Margaret A. McLetchie, Esq. and Leo S. Wolpert, Esq., of McLetchie Law, and Defendants LVMPD, Nye, Officer George Ajam (“Ajam”), Officer Gene Wolfanger (“Wofanger”), by and through their counsel of record, Nick D. Crosby Esq. and Tabettha J. Steinberg, Esq., of Marquis Aurbach, likewise hereby agree and jointly stipulate to consolidate the Discovery Plan and Scheduling Order deadlines, so that the discovery deadlines in the Nutsch case coincide and mirror the discovery deadlines in the Fleming case.

On February 26, 2025, the Parties filed a Joint Motion to Consolidate (“Motion”) for an order consolidating *William Fleming v. Las Vegas Metropolitan Police Department, et.*

1 *al.*, United States District Court Case No. 2:23-cv-00177-RFB-EJY, and *Travis Nutsch v.*  
 2 *Las Vegas Metropolitan Police Department, et. al.*, United States District Court Case No.  
 3 2:23-cv-01101-JCM-VC *for the purposes of discovery only* (ECF No. 70). This Motion was  
 4 granted on March 3, 2025 (ECF No. 71).

5 This Stipulation is being entered in good faith to effectuate that consolidation and not  
 6 for purposes of delay (supplemented information noted in **bold-face** type).

7 **I. STATUS OF DISCOVERY IN FLEMING**

8 **A. PLAINTIFF'S DISCOVERY**

9 1. Plaintiff's Initial Disclosure of Witnesses and Documents Pursuant to FRCP  
 10 26.1 dated April 5, 2023.

11 2. Plaintiff's First Supplemental Disclosure of Witnesses and Documents  
 12 Pursuant to FRCP 26.1 dated June 14, 2023.

13 3. Plaintiff William Fleming's Requests for Production to Defendant Las  
 14 Vegas Metropolitan Police Department – Set One dated June 14, 2023.

15 4. Plaintiff William Fleming's Requests for Admission to Defendant Las  
 16 Vegas Metropolitan Police Department – Set One dated October 12, 2023.

17 5. Plaintiff William Fleming's Interrogatories to Defendant Las Vegas  
 18 Metropolitan Police Department – Set One dated October 12, 2023.

19 6. Plaintiff William Fleming's Requests for Production to Defendant Las  
 20 Vegas Metropolitan Police Department – Set Two dated October 12, 2023.

21 7. Plaintiff Fleming's Requests for Production to Officer Haley Andersen – Set  
 22 One dated November 17, 2023.

23 8. Plaintiff Fleming's Requests for Production to Defendant Doe Officers I-X  
 24 – Set One dated November 17, 2023.

25 9. Plaintiff Fleming's Requests for Production to Officer Javon Charles – Set  
 26 One dated November 17, 2023.

27 10. Plaintiff Fleming's Requests for Production to Officer Timothy Nye – Set  
 28 One dated November 17, 2023.

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11. Plaintiff Fleming's Requests for Production to Officer Gabriel Lea – Set One dated November 17, 2023.

12. Plaintiff Fleming's Requests for Production to Officer Cody Gray – Set One dated November 17, 2023.

13. Plaintiff Fleming's Requests for Production to Officer Supreet Kaur – Set One dated November 17, 2023.

14. Plaintiff Fleming's Requests for Production to Officer Haley Andersen – Set One dated November 17, 2023.

15. Plaintiff Fleming's Requests for Production to Sergeant John Johnson – Set One dated November 17, 2023.

16. Plaintiff Fleming's Requests for Production to Captain Dori Koren – Set One dated November 17, 2023.

17. Plaintiff Fleming's Requests for Production to Officer Richard Palacios – Set One dated November 17, 2023.

18. Plaintiff Fleming's Requests for Production to Officer Patrick Whearty – Set One dated November 17, 2023.

19. Plaintiff Fleming's Requests for Production to Officer Andrew Wood – Set One dated November 17, 2023.

20. Plaintiff William Fleming's Requests for Admission to Individual Defendants – Set One dated November 21, 2023.

21. Plaintiff Fleming's Requests for Admissions to Officer Javon Charles – Set One dated November 21, 2023.

22. Plaintiff Fleming's Requests for Admissions to Officer Timothy Nye – Set One dated November 21, 2023.

23. Plaintiff Fleming's Requests for Admissions to Officer Gabriel Lea – Set One dated November 21, 2023.

24. Plaintiff Fleming's Requests for Admissions to Officer Cody Gray – Set One dated November 21, 2023.

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1           25. Plaintiff Fleming's Requests for Admissions to Officer Supreet Kaur – Set  
2 One dated November 21, 2023.

3           26. Plaintiff Fleming's Requests for Admissions to Officer Haley Andersen –  
4 Set One dated November 21, 2023.

5           27. Plaintiff Fleming's Requests for Admissions to Sergeant John Johnson – Set  
6 One dated November 21, 2023.

7           28. Plaintiff Fleming's Requests for Admissions to Captain Dori Koren – Set  
8 One dated November 21, 2023.

9           29. Plaintiff Fleming's Requests for Admissions to Officer Richard Palacios –  
10 Set One dated November 21, 2023.

11           30. Plaintiff Fleming's Requests for Admissions to Officer Patrick Whearty –  
12 Set One dated November 21, 2023.

13           31. Plaintiff Fleming's Requests for Admissions to Officer Andrew Wood – Set  
14 One dated November 21, 2023.

15           32. Plaintiff Fleming's Requests for Production to Defendant Doe Officers I-X  
16 – Set One dated November 21, 2023.

17           33. Plaintiff Fleming's Interrogatories to Officer Javon Charles – Set One dated  
18 November 21, 2023.

19           34. Plaintiff Fleming's Interrogatories to Officer Timothy Nye – Set One dated  
20 November 21, 2023.

21           35. Plaintiff Fleming's Interrogatories to Officer Gabriel Lea – Set One dated  
22 November 21, 2023.

23           36. Plaintiff Fleming's Interrogatories to Officer Cody Gray – Set One dated  
24 November 21, 2023.

25           37. Plaintiff Fleming's Interrogatories to Officer Supreet Kaur – Set One dated  
26 November 21, 2023.

27           38. Plaintiff Fleming's Interrogatories to Officer Haley Andersen – Set One  
28 dated November 21, 2023.

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1 39. Plaintiff Fleming's Interrogatories to Sergeant John Johnson – Set One dated  
2 November 21, 2023.

3 40. Plaintiff Fleming's Interrogatories to Captain Dori Koren – Set One dated  
4 November 21, 2023.

5 41. Plaintiff Fleming's Interrogatories to Officer Richard Palacios – Set One  
6 dated November 21, 2023.

7 42. Plaintiff Fleming's Interrogatories to Officer Patrick Whearty – Set One  
8 dated November 21, 2023.

9 43. Plaintiff Fleming's Interrogatories to Officer Andrew Wood – Set One dated  
10 November 21, 2023.

11 44. Plaintiff Fleming's Interrogatories to Defendant Doe Officers I-X – Set One  
12 dated November 21, 2023.

13 **45. Plaintiff Fleming's First Set of Interrogatories to Defendant Izaya**  
14 **Harris dated February 28, 2025.**

15 **46. Plaintiff Fleming's First Set of Interrogatories to Defendant Chad**  
16 **Rowlett dated February 28, 2025.**

17 **47. Plaintiff Fleming's First Set of Interrogatories to Defendant Ryan**  
18 **Fesler dated February 28, 2025.**

19 **48. Plaintiff Fleming's First Set of Interrogatories to Defendant Nicholas**  
20 **Perez dated February 28, 2025.**

21 **49. Plaintiff Fleming's First Set of Requests for Production of Documents**  
22 **to Defendant Izaya Harris dated February 28, 2025.**

23 **50. Plaintiff Fleming's First Set of Requests for Production of Documents**  
24 **to Defendant Chad Rowlett dated February 28, 2025.**

25 **51. Plaintiff Fleming's First Set of Requests for Production of Documents**  
26 **to Defendant Ryan Fesler dated February 28, 2025.**  
27  
28

1           **52. Plaintiff Fleming’s First Set of Requests for Production of Documents**  
2 **to Defendant Nicholas Perez dated February 28, 2025.**

3           **53. Plaintiff Fleming’s First Set of Requests for Admissions to Defendant**  
4 **Izaya Harris dated February 28, 2025.**

5           **54. Plaintiff Fleming’s First Set of Requests for Admissions to Defendant**  
6 **Chad Rowlett dated February 28, 2025.**

7           **55. Plaintiff Fleming’s First Set of Requests for Admissions to Defendant**  
8 **Ryan Fesler dated February 28, 2025.**

9           **56. Plaintiff Fleming’s First Set of Requests for Admissions to Defendant**  
10 **Nicholas Perez dated February 28, 2025.**

11           **57. Plaintiff’s First Consolidated Supplement to Initial Disclosures and**  
12 **Production of Documents Pursuant to FRCP 26 dated February 28, 2025.**

13           **B. DEFENDANTS’ DISCOVERY**

14           1. Defendants’ Initial Disclosure of Witnesses and Documents Pursuant to  
15 FRCP 26.1 dated April 5, 2023.

16           2. Defendants’ First Supplemental Disclosure of Witnesses and Documents  
17 Pursuant to FRCP 26.1 dated August 14, 2023.

18           3. Defendant Las Vegas Metropolitan Police Department’s Responses to  
19 Requests for Production – Set One dated November 30, 2023.

20           4. Defendant Las Vegas Metropolitan Police Department’s Responses to  
21 Requests for Admission – Set One dated November 30, 2023.

22           5. Defendant Las Vegas Metropolitan Police Department’s Responses to  
23 Interrogatories – Set One dated November 30, 2023.

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1           6.     Officer Javon Charles' Responses to Plaintiff William Fleming's Requests  
2 for Production - Set One dated December 20, 2023.

3           7.     Officer Timothy Nye's Responses to Plaintiff William Fleming's Requests  
4 for Production - Set One dated December 20, 2023.

5           8.     Officer Gabriel Lea's Responses to Plaintiff William Fleming's Requests  
6 for Production - Set One dated December 20, 2023.

7           9.     Officer Cody Gray's Responses to Plaintiff William Fleming's Requests for  
8 Production - Set One dated December 20, 2023.

9           10.    Officer Supreet Kaur's Responses to Plaintiff William Fleming's Requests  
10 for Production - Set One dated December 20, 2023.

11           11.    Officer Haley Andersen's Responses to Plaintiff William Fleming's  
12 Requests for Production - Set One dated December 20, 2023.

13           12.    Sgt. John Johnson's Responses to Plaintiff William Fleming's Requests for  
14 Production - Set One dated December 20, 2023.

15           13.    Captain Dori Koren's Responses to Plaintiff William Fleming's Requests  
16 for Production - Set One dated December 20, 2023.

17           14.    Officer Richard Palacios' Responses to Plaintiff William Fleming's  
18 Requests for Production - Set One dated December 20, 2023.

19           15.    Officer Patrick Whearty's Responses to Plaintiff William Fleming's  
20 Requests for Production - Set One dated December 20, 2023.

21           16.    Officer Andrew Wood's Responses to Plaintiff William Fleming's Requests  
22 for Production - Set One dated December 20, 2023.

23           17.    Officer Javon Charles' Responses to Plaintiff William Fleming's Requests  
24 for Admissions - Set One dated December 26, 2023.



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1 18. Officer Cody Gray's Responses to Plaintiff William Fleming's Requests for  
2 Admissions - Set One dated December 26, 2023.

3 19. Officer Gabriel Lea's Responses to Plaintiff William Fleming's Requests  
4 for Admissions - Set One dated December 26, 2023.

5 20. Officer Timothy Nye's Responses to Plaintiff William Fleming's Requests  
6 for Admissions - Set One dated December 26, 2023.

7 21. Officer Supreet Kaur's Responses to Plaintiff William Fleming's Requests  
8 for Admissions - Set One dated December 26, 2023.

9 22. Officer Haley Andersen's Responses to Plaintiff William Fleming's  
10 Requests for Admissions - Set One dated December 26, 2023.

11 23. Sergeant John Johnson's Responses to Plaintiff William Fleming's Requests  
12 for Admissions - Set One dated December 26, 2023.

13 24. Captain Dori Koren's Responses to Plaintiff William Fleming's Requests  
14 for Admissions - Set One dated December 26, 2023.

15 25. Officer Patrick Whearty's Responses to Plaintiff William Fleming's  
16 Requests for Admissions - Set One dated December 26, 2023.

17 26. Officer Andrew Wood's Responses to Plaintiff William Fleming's Requests  
18 for Admissions - Set One dated December 26, 2023.

19 27. Officer Richard Palacios' Responses to Plaintiff William Fleming's  
20 Requests for Admissions - Set One dated December 26, 2023.

21 28. Officer Timothy Nye's Answers to Plaintiff William Fleming's  
22 Interrogatories - Set One dated December 26, 2023.

23 29. Officer Javon Charles' Answers to Plaintiff William Fleming's  
24 Interrogatories - Set One dated December 26, 2023.

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1 30. Officer Patrick Whearty's Answers to Plaintiff William Fleming's  
2 Interrogatories - Set One dated December 26, 2023.

3 31. Officer Richard Palacios' Answers to Plaintiff William Fleming's  
4 Interrogatories - Set One dated December 26, 2023.

5 32. Officer Cody Gray's Answers to Plaintiff William Fleming's Interrogatories  
6 - Set One dated December 26, 2023.

7 33. Officer Gabriel Lea's Answers to Plaintiff William Fleming's  
8 Interrogatories - Set One dated December 26, 2023.

9 34. Officer Supreet Kaur's Answers to Plaintiff William Fleming's  
10 Interrogatories - Set One dated December 26, 2023.

11 35. Captain Dori Koren's Answers to Plaintiff William Fleming's  
12 Interrogatories - Set One dated December 26, 2023.

13 36. Officer Haley Andersen's Answers to Plaintiff William Fleming's  
14 Interrogatories - Set One dated December 26, 2023.

15 37. Officer Andrew Wood's Answers to Plaintiff William Fleming's  
16 Interrogatories - Set One dated December 26, 2023.

17 38. Sergeant John Johnson's Answers to Plaintiff William Fleming's  
18 Interrogatories - Set One dated December 26, 2023.

19 39. LVMPD Defendants' First Set of Requests for Production to William  
20 Fleming dated September 30, 2024.

21 40. LVMPD Defendants' First Set of Requests for Admissions to William  
22 Fleming dated September 30, 2024.

23 41. LVMPD Defendants' First Set of Interrogatories to William Fleming  
24 dated September 30, 2024.

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1 **II. STATUS OF DISCOVERY IN NUTSCHE**

2 **A. PLAINTIFF'S DISCOVERY**

3 1. Plaintiff's Initial Disclosures and Production of Documents Pursuant to  
4 FRCP 26 dated August 28, 2023.

5 2. Plaintiff's First Set of Requests for Production of Documents to Defendant  
6 LVMPD dated October 12, 2023.

7 3. Plaintiff's First Set of Requests for Admissions to Officer George Ajam  
8 dated December 12, 2023.

9 4. Plaintiff's First Set of Requests for Admissions to Doe Officers III-VII dated  
10 December 12, 2023.

11 5. Plaintiff's First Set of Requests for Admissions to Officer Gene Wolfanger  
12 dated December 12, 2023.

13 6. Plaintiff's First Set of Requests for Admissions to Officer Gabriel Lea dated  
14 December 12, 2023.

15 7. Plaintiff's First Set of Requests for Admissions to Officer Timothy Nye  
16 dated December 12, 2023.

17 8. Plaintiff's First Set of Requests for Admissions to Officer Kelley Furnas  
18 dated December 12, 2023.

19 9. Plaintiff's First Set of Requests for Admissions to Officer Israel Cruz  
20 Camacho dated December 12, 2023.

21 10. Plaintiff's First Set of Interrogatories to Officer George Ajam dated  
22 December 12, 2023.

23 11. Plaintiff's First Set of Interrogatories to Israel Cruz Camacho dated  
24 December 12, 2023.

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1           12. Plaintiff's First Set of Interrogatories to Officer Timothy Nye dated  
2 December 12, 2023.

3           13. Plaintiff's First Set of Interrogatories to Officer Gabriel Lea dated December  
4 12, 2023.

5           14. Plaintiff's First Set of Interrogatories to Doe Officers III-VII dated  
6 December 12, 2023.

7           15. Plaintiff's First Set of Interrogatories to Officer Kelley Furnas dated  
8 December 12, 2023.

9           16. Plaintiff's First Set of Interrogatories to Officer Gene Wolfanger dated  
10 December 12, 2023.

11           17. Plaintiff's First Set of Requests for Production of Documents to Doe  
12 Officers III-VII dated December 12, 2023.

13           18. Plaintiff's First Set of Requests for Production of Documents to Officer  
14 Gene Wolfanger dated December 12, 2023.

15           19. Plaintiff's First Set of Requests for Production of Documents to Officer  
16 Gabriel Lea dated December 12, 2023.

17           20. Plaintiff's First Set of Requests for Production of Documents to Officer  
18 Timothy Nye dated December 12, 2023.

19           21. Plaintiff's First Set of Requests for Production of Documents to Officer  
20 Kelley Furnas dated December 12, 2023.

21           22. Plaintiff's First Set of Requests for Production of Documents to Officer  
22 Israel Cruz Camacho dated December 12, 2023.

23           23. Plaintiff's First Set of Requests for Production of Documents to Officer  
24 George Ajam dated December 12, 2023.

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1 24. Plaintiff's Answers to Defendant Ajam's First Set of Interrogatories dated  
2 May 29, 2024.

3 25. Plaintiff's Answers to Defendant Cruz's First Set of Interrogatories dated  
4 May 29, 2024.

5 26. Plaintiff's Answers to Defendant LVMPD's First Set of Interrogatories  
6 dated May 29, 2024.

7 27. Plaintiff's Answers to Defendant Wolfanger's First Set of Interrogatories  
8 dated May 29, 2024.

9 28. Plaintiff's Answers to Defendant Nye's First Set of Interrogatories dated  
10 May 29, 2024.

11 29. Plaintiff's Answers to Defendant Lea's First Set of Interrogatories dated  
12 May 29, 2024.

13 30. Plaintiff's Answers to Defendant Furnas' First Set of Interrogatories dated  
14 May 29, 2024.

15 31. Plaintiff's Responses to Defendant LVMPD's First Set of Requests for  
16 Production of Documents dated May 29, 2024.

17 **B. DEFENDANTS' DISCOVERY**

18 1. Defendants' Initial Disclosures and Production of Documents Pursuant to  
19 FRCP 26 dated August 30, 2023.

20 2. LVMPD's Responses to Plaintiff's First Set of Requests for Production of  
21 Documents dated November 27, 2023.

22 3. Officer George Ajam's Responses to Plaintiff's First Set of Requests for  
23 Admissions dated January 25, 2024.

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1           4.     Officer Gene Wolfanger's Responses to Plaintiff's First Set of Requests for  
2 Admissions dated January 25, 2024.

3           5.     Officer Israel Cruz Camacho's Responses to Plaintiff's First Set of Requests  
4 for Admissions dated January 25, 2024.

5           6.     Officer Kelley Furnas' Responses to Plaintiff's First Set of Requests for  
6 Admissions dated January 25, 2024.

7           7.     Officer Timothy Nye's Responses to Plaintiff's First Set of Requests for  
8 Admissions dated January 25, 2024.

9           8.     Officer Gabriel Lea's Responses to Plaintiff's First Set of Requests for  
10 Admissions dated January 25, 2024.

11           9.     Doe Officers III-VII's Responses to Plaintiff's First Set of Requests for  
12 Admissions dated January 25, 2024.

13           10.    Officer Gabriel Lea's Answers to Plaintiff's First Set of Interrogatories  
14 dated January 31, 2024.

15           11.    Officer Israel Cruz Camacho's Answers to Plaintiff's First Set of  
16 Interrogatories dated January 31, 2024.

17           12.    Officer Timothy Nye's Answers to Plaintiff's First Set of Interrogatories  
18 dated January 31, 2024.

19           13.    Officer George Ajam's Answers to Plaintiff's First Set of Interrogatories  
20 dated January 31, 2024.

21           14.    Doe Officers III-VII's Answers to Plaintiff's First Set of Interrogatories  
22 dated January 31, 2024.

23           15.    Officer Timothy Nye's Responses to Plaintiff's First Set of Requests for  
24 Production of Documents dated January 31, 2024.

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1           16.   Officer Israel Cruz Camcho's Responses to Plaintiff's First Set of Requests  
2 for Production of Documents dated January 31, 2024.

3           17.   Doe Officers III-VII's Responses to Plaintiff's First Set of Requests for  
4 Production of Documents dated January 31, 2024.

5           18.   Officer George Ajam's Responses to Plaintiff's First Set of Requests for  
6 Production of Documents dated January 31, 2024.

7           19.   Officer Gabriel Lea's Responses to Plaintiff's First Set of Requests for  
8 Production of Documents dated January 31, 2024.

9           20.   Defendants' First Supplemental Disclosure of Witnesses and Documents  
10 dated February 9, 2024.

11           21.   LVMPD's First Set of Requests for Production of Documents to Plaintiff  
12 dated February 9, 2024.

13           22.   Officer George Ajam's First Set of Interrogatories to Plaintiff dated  
14 February 9, 2024.

15           23.   Officer Israel Cruz Camacho's First Set of Interrogatories to Plaintiff dated  
16 February 9, 2024.

17           24.   Officer Gene Wolfanger's First Set of Interrogatories to Plaintiff dated  
18 February 9, 2024.

19           25.   Officer Timothy Nye's First Set of Interrogatories to Plaintiff dated  
20 February 9, 2024.

21           26.   Officer Gabriel Lea's First Set of Interrogatories to Plaintiff dated February  
22 9, 2024.

23           27.   Officer Kelley Furnas' First Set of Interrogatories to Plaintiff dated February  
24 9, 2024.

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### 1 **III. DISCOVERY THAT REMAINS TO BE COMPLETED**

2 The Parties are actively conducting discovery. The Parties recently filed a Joint Motion  
 3 to Consolidate the Fleming and Nutsch matters on February 26, 2025, for the purposes of  
 4 discovery only, because both Plaintiffs' claims pertain to similar legal and factual issues, and  
 5 the matters are in similar procedural postures. On March 3, 2025, the Court issued an order  
 6 granting the Joint Motion to Consolidate.

7 The Parties are actively conducting discovery. Counsel for LVMPD Defendants are  
 8 currently working to provide discovery and information as it relates to any *Monell* issues in  
 9 the two cases so the parties can avoid engaging in motion practice. In addition, LVMPD  
 10 Defendants received a settlement demand and are currently in the process of evaluating  
 11 counteroffers. For the reasons explained below, the Parties will need additional time to  
 12 propound additional written discovery and conduct depositions.

### 13 **IV. SPECIFIC DESCRIPTION OF WHY EXTENSION IS NECESSARY**

14 This is the ninth request for an extension of discovery deadlines in this matter. The  
 15 Parties request that the Discovery Plan and Scheduling Order deadlines be extended an  
 16 additional ninety (90) days in these matters, which have been consolidated for the purposes  
 17 of discovery.

18 The Parties acknowledge that, pursuant to Local Rule 26-3, a stipulation to extend a  
 19 deadline set forth in a discovery plan must be submitted to the Court no later than twenty-  
 20 one (21) days before the expiration of the subject deadline. A request made within twenty-  
 21 one (21) days of the subject deadline must be supported by a showing of good cause. Here,  
 22 all the deadlines the Parties seek to extend are outside of the twenty-one (21) day window.

23 The Parties respectfully request an extension of time to extend the discovery to enable  
 24 to them to coordinate these cases (the *Nutsch* matter had a later schedule) and to conduct  
 25 necessary discovery and so that the matters are fairly resolved on the merits. "Good cause to  
 26 extend a discovery deadline exists 'if it cannot reasonably be met despite the diligence of the  
 27 party seeking the extension.'" *Derosa v. Blood Sys., Inc.*, No. 2:13-cv-0137-JCM-NJK, 2013  
 28 U.S. Dist. LEXIS 108235, 2013 WL 3975764, at 1 (D. Nev. Aug. 1, 2013) (quoting *Johnson*



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1 *v. Mammoth Recreations, Inc.*, 975 F.2d 604, 609 (9th Cir. 1992)); *see also* Fed. R. Civ. P.  
2 1 (providing that the Rules of Civil Procedure “should be construed, administered, and  
3 employed by the court and the Parties to secure the just, speedy, and inexpensive  
4 determination of every action and proceeding”).

5 Since the last stipulation and order was entered in this matter, Nick D. Crosby, Esq.  
6 has been involved in several mediations, administrative hearings, arbitrations, and has also  
7 been preparing for a federal trial, on top of his normal caseload. Specifically, Mr. Crosby  
8 was involved in (1) a multi-day mediation in a class action lawsuit regarding wage and hour  
9 claims in *Coyne et al v. LVMPD*, Case No. 2:22-cv-00475-APG-DJA and Case No. A-22-  
10 848354-C; (2) preparing for a three-day administrative hearing in *Leijon v. IVGID*, EMRB  
11 Case No. 2024-022; (3) a labor arbitration on March 3, 2025; (4) an early neutral evaluation  
12 on March 7, 2025, in *Jessica Coleman et al. v. Robert Telles et al.*, Case No. 2:24-00930-  
13 APG-MDC; (5) a labor arbitration on March 9, 2025; and (6) preparing for trial in  
14 *Santopietro v. Howell et al.*, Case No. 2:12-cv-01648-RFB-EJY, which begins on April 7,  
15 2025.

16 While competing demands of litigation are merely one of the reasons for the instant  
17 request, it should be noted that the other litigation between the same counsel involving  
18 similar issues can only benefit from the completion of discovery in this matter so that in other  
19 litigation, similar requests can be expedited and can further the resolution of those matters  
20 and the interests of justice. Finally, the Parties together request this in good faith and to  
21 further the resolution of this complicated case on the merits, and not for any purpose of delay.

22 **The Parties met and conferred regarding the instant stipulation on March 7, 2025, and  
23 have agreed that such stipulation is appropriate.**

24 ///

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27

28

**V. PROPOSED SCHEDULE FOR REMAINING DEADLINES**

Item	Current Deadline in Fleming	Proposed New Deadline
Initial Expert Disclosures	Past Due/Unchanged	<b>Past Due/Unchanged</b>
Rebuttal Expert Disclosures	Past Due/Unchanged	<b>Past Due/Unchanged</b>
Discovery Cut-Off	March 31, 2025	<b>June 30, 2025<sup>1</sup></b>
Dispositive Motions	April 29, 2025	<b>July 28, 2025</b>
Pretrial Order	May 27, 2025	<b>August 25, 2025</b>

Item	Current Deadline in Nutsche	Proposed New Deadline
Initial Expert Disclosures	Past Due/Unchanged	<b>Past Due/Unchanged</b>
Rebuttal Expert Disclosures	Past Due/Unchanged	<b>Past Due/Unchanged</b>
Discovery Cut-Off	May 7, 2025	<b>June 30, 2025<sup>2</sup></b>
Dispositive Motions	June 9, 2025	<b>July 28, 2025</b>
Pretrial Order	July 7, 2025	<b>August 25, 2025</b>

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<sup>1</sup> 90 days from March 31, 2025 is June 29, 2025, a Sunday, so next judicial day.

<sup>2</sup> 90 days from March 31, 2025 is June 29, 2025, a Sunday, so next judicial day.

1 Based on the foregoing stipulation and proposed deadlines plan, the Parties request  
2 that the Discovery Plan and Scheduling Order deadlines be extended additional ninety (90)  
3 days so that the parties may conduct additional discovery, conduct depositions and efficiently  
4 litigate both cases based on the merits.

5 IT IS SO STIPULATED.

6 DATED this 20th day of March, 2025

DATED this 20th day of March, 2025

7 MCLEATCHIE LAW

MARQUIS AURBACH

8  
9 By: /s/ Margaret A. McLetchie

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Nye, Officer Gabriel Lea, Officer Cody  
Gray, Officer Supreet Kaur, Officer  
Haley Andersen, Sergeant John  
Johnson, Captain Dori Koren, Officer  
Richard Palacios, Officer Patrick  
Whearty, Officer Andrew Wood,  
Officer Chad Rowlett, Officer Ryan  
Fesler, Officer Nicholas Perez, and  
Officer Izaya Harris

21 **ORDER**

22 The above Stipulation is hereby GRANTED.

23  
24 IT IS SO ORDERED.

25   
26 UNITED STATES MAGISTRATE JUDGE

27 DATED: March 21, 2025  
28

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